

MAINE STATE LEGISLATURE

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N I N E T Y - T H I R D L E G I S L A T U R E

Legislative Document

No. 405

H. P. 582

House of Representatives, January 31, 1947.

Referred to Committee on Agriculture. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Emerson of North Haven.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-SEVEN

AN ACT Relating to Weights and Measures.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., c. 27, § 94, amended. Section 94 of chapter 27 of the revised statutes is hereby amended to read as follows:

'Sec. 94. Capacity of milk bottles and jars. Glass bottles and jars used for the sale of milk or cream shall be of ~~the capacity of 1 quart or 1 pint or 5/8 of 1 pint, or 1/2 pint~~ one of the following capacities only: 1 gallon, a multiple of the gallon, a binary submultiple of the gallon or 5/8 of 1 pint and shall be sealed as full measure under the provisions of section 182 of chapter 88 or by the manufacturer, as provided in section 95. ~~The following tolerances will be allowed: 1/4 drams of excess and 2 drams of deficiency in the quart bottle, 3 drams of excess and 1 1/2 drams of deficiency in the 5/8 of 1 pint, and in the pint, and 2 drams of excess and 1 dram of deficiency in the 1/2 pint.~~ The use, for the distribution of milk or cream to the consumer, of glass bottles or jars of any other capacity than as herein provided is prohibited and declared to be illegal. All dealers in milk or cream who use, for the distribution of milk or cream to consumers, glass bottles or jars which have not been sealed by the manufacturer, shall bring such bottles or jars to the office of their city or town sealer to be sealed as aforesaid. If a bottle or jar has once been sealed by a sealer of

weights and measures, or by the manufacturer, it shall not in any case, be necessary to have it sealed again at any time while it is used for the distribution of milk or cream to consumers. Glass bottles or jars sealed under the provisions of this section shall not be legal measures except for the distribution of milk or cream.'

Sec. 2. R. S., c. 27, § 95, amended. Section 95 of chapter 27 of the revised statutes is hereby amended to read as follows :

'Sec. 95. Marking of bottles and jars sealed by the manufacturer; bond of manufacturer. Such bottles or jars as are sealed by the manufacturer shall be clearly and permanently marked with its capacity, with word "Sealed" and for purposes of identification, with the name, initials, or trade-mark of the manufacturer, and designating number, which designating number shall be different for each manufacturer and may be used in identifying the bottles. the manufacturer's mold designation which identifies the pattern or design of the bottle; the capacity designation and the word "Sealed" shall not be on the bottom of the bottle. The designating number and the words "Maine Seal" shall be marked on the outside of the upper half of each bottle. The designating number shall be furnished by the state sealer of weights and measures upon application by the manufacturer, . The manufacturer's mark of the mold designation which identifies the pattern or design of the bottle shall be approved by the state sealer of weights and measures upon application by the manufacturer, and upon filing by the manufacturer, with the treasurer of state, of a bond payable to the state in the sum of \$1,000, with sureties to be approved by the attorney-general, conditioned upon his conforming to the requirements of this section. A record of the bonds furnished, the designating numbers and to whom furnished and of each manufacturer's mark of the mold designations shall be kept in the office of the state sealer of weights and measures.'

Sec. 3. R. S., c. 27, § 243, amended. Section 243 of chapter 27 of the revised statutes is hereby amended to read as follows :

'Sec. 243. State sealer to establish tolerances; other powers; duties. The state sealer of weights and measures shall after consultation with, and with the advice of, the national bureau of standards, establish specifications, tolerances and regulations for use in this state and said specifications, tolerances and regulations shall be the legal tolerances requirements of the state. He shall have general supervision of the weights and measures, and weighing and measuring devices of the cities and towns of the state, and cause the enforcement of all laws pertaining to weights and measures in use in

the state and may appoint such agents as he desires to assist in the enforcement. He shall make rules and regulations for the enforcement of the provisions of sections 241 to 247, inclusive, of this chapter, and sections 105 to 110, inclusive, of chapter 79, and sections 176 to 202, inclusive, of chapter 88.'